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इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में
रखा जा सके

Separate paging is given to this Part in order that it may be filed as a separate
compilation

विन मन्त्रालय

(राजस्थान विभाग)

शधिसूचना

नई दिल्ली 26 दिसम्बर 1985

का आ 912(अ) — केन्द्रीय सरकार स्वायत्त अधिष्ठ और मन
प्रभावी पदार्थ अधिनियम 1985 (1985 का 61) की धारा 34 और
39 के साथ पठित धारा 76 द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए,
निम्नलिखित नियम बनाता है अधिनियम :-

1. अधिनियम नाम और प्रारम्भ (1) इन नियमों से अधिनियम नाम स्वायत्त
अधिष्ठ और मन प्रभावी पदार्थ अधिनियम (निर्देशिका या व्यक्तियों द्वारा अधिनियम
निर्देशन) नियम, 1985 है।

(2) ये राजपत्र में प्रकाशन की तारीख का प्रवृत्त होंगे।

2. धारा 34 के अधीन निर्धारित किए जाने वाले अधिनियम का प्रारम्भ—
जब कभी किसी व्यक्ति को स्वायत्त अधिष्ठ और मन प्रभावी पदार्थ अधि-
नियम, 1985 (जिसे हमसे इसके पश्चात् अधिनियम कहा गया है) के
अध्याय 1 के किसी उपधारा के अधीन दंडनीय निर्मा अधिनियम के लिए

दाखिल किया जाता है, जब अधिनियम का प्रारम्भ जिस कोई न्यायिक अधिनियम
की धारा 34 के अधीन इसके द्वारा निर्धारित किए जाने की अपेक्षा करना
इन नियमों में उपबद्ध प्रारम्भ के रूप में होगा।

3. धारा 39 के अधीन निर्धारित किए जाने वाले अधिनियमों के प्रारम्भ
(1) जब स्वायत्त अधिष्ठ या मन प्रभावी पदार्थ का अधिनियम कोई व्यक्ति
अधिनियम की धारा 27 के अधीन दंडनीय निर्मा अधिनियम का अधिनियम
जाता है और न्यायालय निर्देश करता है कि ऐसे व्यक्ति का उसके द्वारा
अधिनियम निर्धारित किए जाने पर, चिकित्सीय उपचार के लिए छूट दिया
जाए तो ऐसे अधिनियम का प्रारम्भ इन नियमों में उपबद्ध प्रारम्भ 2 के रूप में
होगा।

(2) जब अधिनियम की धारा 39 की उपधारा (1) के अधीन
निर्धारित अधिनियम या निराधिनियम का चिकित्सीय उपचार करने के लिए छोड़े
गए किसी व्यक्ति में न्यायालय द्वारा उपधारा की उपधारा (2) के अधीन
उसके छोड़े जाने से पूर्व अधिनियम निर्धारित किए जाने की अपेक्षा की जाती
है तो ऐसे अधिनियम का प्रारम्भ इन नियमों में उपबद्ध प्रारम्भ 3 के रूप में
होगा।

1985 (61 of 1985), the Central Government hereby makes the following rules, namely:—

1. Short title and commencement, (1) These rules may be called the Narcotic Drugs and Psychotropic Substances (Execution of Bond by Convicts or Addicts) Rules, 1985.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. Form of bond to be executed under section 34. Whenever any person is convicted of an offence punishable under any provision of Chapter IV of the Narcotic Drugs and Psychotropic Substances Act, 1985 (hereinafter referred to as the Act), the form of bond which a court may require him to execute under section 34 of the Act, shall be as in Form I appended to these rules.

3. Forms of bonds to be executed under section 39.—

(1) When any person addicted to any narcotic drug or psychotropic substance is found guilty of an offence punishable under section 27 of the Act and the court directs that such person be released for undergoing medical treatment on his entering into a bond, the form of such bond shall be as in Form II appended to these rules.

(2) When any person released for undergoing medical treatment for de-toxification or de-addiction under sub-section (1) of section 39 of the Act is required by the court to enter into a bond before his release under sub-section (2) of that section, the form of such bond shall be as in Form III appended to these rules.

FORM I

(See rule 2)

Bond to abstain from commission of any offence under chapter IV of the Narcotic drugs and psychotropic substances act, 1985

Whereas I, (name), son|daughter|wife of inhabitant of (place), have been called upon to enter into a bond to abstain from the commission of any offence under chapter IV of the Act, for the term of———. I hereby bind myself not to commit any such offence during the said term and, in case of my making default therein, I hereby bind myself to forfeit to the Government the sum of rupees.

Dated this day of 19

(Signature)

(where a bond with sureties is required to be executed add).

We do hereby declare ourselves sureties for the above named that he/she will abstain from the commission of offences under Chapter IV of the Narcotic Drugs and Psychotropic Substances Act, 1985 during the said term; and, in case of his/her making default therein, we bind ourselves, jointly &

severally, to forfeit to the Government the sum of rupees———.

Dated this day of 19

(Signatures)

FORM II

[See rule 3(1)]

Bond to appear before the court after medical treatment for de-toxification|de-addiction and to abstain from commission of any offence under chapter IV of the narcotic drugs and psychotropic substances Act, 1985.

Whereas, I, (name), son|daughter|wife of inhabitant of (place), have consented to undergo medical treatment for de-toxification|de-addiction and have been called upon to enter into a bond to appear before the court before——— and furnish a report regarding the result of my medical treatment, and in the meantime to abstain from the commission of any offence under Chapter IV of the Act, I hereby bind myself to do so and, in case of my making default therein, I hereby bind myself to forfeit to the Government the sum of rupees———.

Dated this day of 19

(Signature)

(Where a bond with sureties is required to be executed, add,——)

We do hereby declare ourselves sureties for the above named that he/she will appear before the court before and furnish a report regarding the result of his/her medical treatment and in the meantime he/she will abstain from the commission of any offence under Chapter IV of the Narcotic Drugs and Psychotropic Substances Act, 1985 during the said term; and, in case of his/her making default therein, we bind ourselves, jointly and severally, to forfeit to the Government the sum of rupees———.

Dated this day of 19

(Signature)

FORM III

[See rule 3(2)]

Bond to abstain from the commission of any offence under chapter IV of the narcotic drugs and psychotropic substances act, 1985 for a period to be specified by the court and on failure so to abstain, to appear before the court and receive sentence when called upon during such period.

Whereas I, (name), son|daughter|wife of inhabitant have been called upon any enter into a bond to abstain from the commission of any offence under Chapter IV of the Narcotic Drugs and Psychotropic Substances Act, for the term of———, and I hereby bind myself not to commit any such offence during the said term and, in case of my making default therein, I hereby bind myself

to appear before the Court and receive sentence when called upon during the said term. In case of my making default therein, I hereby bind myself to forfeit to the Government the sum of rupees— ———.

Dated this day of 19

(Signature)

(Where a bond with sureties is to be executed add)

We do hereby declare ourselves sureties for the above named that he/she will abstain from the commission of offence under Chapter IV of the Narcotic Drugs and Psychotropic Substances Act.

1985 during the said term and on his/her failure so to abstain, he/she will appear before the Court at receive sentence when called upon during the said term and in case of his/her making default therein, we bind ourselves jointly and severally to forfeit to the Government the sum of rupees— ———.

Dated this day of 19

(Signature)

[Notification No 13/85 F. No. 664/51/85-OPIUM.]
B. R. REDDY, Additional Secy.